



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ಬಿಶೇಷ ರಾಜ್ಯ ಪತ್ರಿಕೆ

ಭಾಗ-IVA	ಬೆಂಗಳೂರು, ಶುಕ್ರವಾರ, ಡಿಸೆಂಬರ್ ೬, ೨೦೧೯ (ಮಾರ್ಗಶಿರ ೧೫, ಶಕ ವರ್ಷ ೧೯೪೦)	ನಂ. ೧೦೪೦
Part-IVA	Bengaluru, Friday, December 6, 2019 (Margashira 15, Shaka Varsha 1940)	No. 1040

KARNATAKA ELECTRICITY REGULATORY COMMISSION

No.16 C-1, Miller Tank Bed Area, Vasanthanagara, Bengaluru-560 052

NOTIFICATION

No. Y/01/2019-20/1016 dated 19.11.2019

KERC (Procurement of Energy from Renewable Sources) (Seventh Amendment) Regulations, 2019

Preamble

The Commission had published the draft of the Karnataka Electricity Regulatory Commission (Procurement of Energy from Renewable Sources) (Seventh Amendment) Regulations, 2018, to further amend the KERC (Procurement of Energy from Renewable Sources) Regulations, 2011, to include the distribution licensees as one of the entities for availing accreditation under the Renewable Energy Certificate (REC) mechanism and to impose a cap on the APPC rate. As required under Sub-section (3) of Section 181 of the Electricity Act, 2003, the Commission had invited comments, views and suggestions from the stakeholders on the above draft Regulations. The Commission also held a public hearing, in the matter on 18.10.2019. After considering the views / comments / suggestions of the stakeholders, in the matter, the Commission, in exercise of the powers conferred under clause (e) of Sub-section (1) of Section 86 read with Section 181 of the Electricity Act, 2003 (Central Act 36 of 2003) and all the other powers enabling it in this behalf, hereby makes the following Regulations, namely, -

Regulations

1. Short Title, Application and Commencement. -

- These Regulations may be called as 'the Karnataka Electricity Regulatory Commission (Procurement of Energy from Renewable Sources) (Seventh Amendment) Regulations, 2019'.
- These Regulations shall extend to the whole of the State of Karnataka.
- These Regulations shall come into force from the date of their publication in the Official Gazette.

2. Insertion of Clause 7(2) after Regulation 7 of existing Regulation:

- A new Clause-7 (2) shall be inserted after Clause-7 of the Principal Regulations as under:

7 (2) Conditions for Accreditation of Distribution Licensees:

- A Distribution Licensee shall be eligible to apply for accreditation with the State Agency, namely the State Load Despatch Center, under the REC mechanism, if it fulfills the following conditions:
 - It has procured renewable energy, in the previous financial year for which the audited accounts are available, at a tariff determined under Section 62 or adopted under Section 63 of the Act, in excess of the renewable purchase obligation as may be

specified by the Commission or in the National Action Plan on Climate Change or in the Tariff Policy, whichever is higher;

Provided that, the renewable purchase obligation as may be specified for a year, by the Commission should not be lower than that for the previous financial year;

Provided further that, any shortfall in procurement against the non-solar or solar power procurement obligation set by the Commission in the previous three years, including the shortfall waived or carried forward by the said Commission, shall be adjusted first and only the remaining additional procurement beyond the threshold renewable purchase obligation – being that specified by the Commission or in the National Action Plan Climate Change or in the Tariff Policy, whichever is higher - shall be considered.

(b) The Distribution Licensee shall obtain certification from the Commission, towards procurement of renewable energy in excess of the renewable purchase obligation, as provided in sub - clause 7(2)(i)(a) of this Regulations.

(ii) If any Distribution Licensee(s) obtains accreditation contrary to these Regulations, the Commission may either suo-motu or otherwise cancel the accreditation, after giving notice to such Distribution Licensee(s).

3. The Sub-Clause(c) under Clause-7 of the existing Regulations shall be modified as under:
“(c) A Generating Company opting for REC Scheme shall sell the electricity generated by it to ESCOMs of the State at the pooled cost of power purchase of the State for the relevant year, as notified by the Commission from time to time or at 75% of the Generic Tariff as determined by the Commission for the respective RE source for that relevant year, whichever is lower.”

4. Consequent to insertion of the above clause- 7(2), the following clauses in the existing Regulations shall be substituted as follows:

i. Clause 2(1)(1):

“State Agency” means the agency as designated by the Commission to give accreditation to the projects based on renewable sources of energy or the Distribution Licensee, as the case maybe, and to undertake such functions as may be specified or directed by the Commission;’

ii. Clause 6(2):

The State agency shall submit to the Commission quarterly reports indicating the details of Renewable Energy Generators and the Distribution Licensees to whom accreditation is accorded and the compliance of renewable purchase obligation by the Distribution Licensees, and other consumers specified above.’;

iii. Clause 6(3):

The Commission may from time to time fix the charges payable by RE Generating Companies and the Distribution Licensees to the State Agency for discharge of its functions under these regulations.’

5. The existing Clause-7, shall be renumbered as Clause-7(1) and the heading shall be read as ‘**Conditions for Accreditation of RE Generators**’.

By Approval of the Commission

Secretary

Karnataka Electricity Regulatory Commission